

**MARKED UP VERSION SHOWING CHANGES TO SPECIFICATION AND CLAIMS****In the Specification:**

At page 1, under SPECIFICATION, please insert the following:

**--REFERENCE TO RELATED APPLICATIONS**

This application is a continuation of pending U.S. Patent Application Serial No. 09/528,239, filed March 17, 2000 entitled "Data Acquisition Apparatus", which is a continuation of U.S. Patent Application Serial No. 09/436,169, filed November 9, 1999, entitled "Data Acquisition Device Having a Resilient Seal Interposed Between the Head Portion and the Handle Portion for Rest Stand, and issued as U.S. Patent No. 6,123,265, which is a continuation of U.S. Patent Application No. 08/883,357, filed June 26, 1997 entitled "Data Acquisition Device Having a Resilient Seal Interposed Between the Head Portion and the Handle Portion for Rest Stand", and issued as U.S. Patent No. 5,979,770. --

**In the Claims:**

Please cancel claims 2-13 without prejudice or disclaimer.

Please amend claim 1 as follows:

1. A hand-held optical scanning device, comprising:

    a body portion having an optical scanning module arranged to scan objects in a direction which is outward from a first distal end, said body portion including an upper surface having a display mounted thereon, and

    a handle portion extending from a bottom surface of said body portion, said handle portion being joined to said body portion at a location near said distal end and at a selected angle with respect to said body portion to cause a proximal end of said bottom surface to rest on a radial surface of a user's hand when the user grasps the handle portion.

Please add new claims 14-34 as indicated below:

--14. (New) A hand-held optical scanning device, comprising:  
a body including an upper surface having a display mounted thereof;  
a handle that extends from a bottom surface of the body, the handle being joined at a selected angle with respect to the body to cause a proximal end of a bottom surface of the body to rest on a radial surface of a user's hand when the user grasps the handle, the handle being configurable to accommodate the user's hand.

15. (New) The hand-held optical scanning device of claim 14, the handle being integrally molded with the bottom of the body.

16. (New) The hand-held optical scanning device of claim 14, comprising a wireless data transmission system for communicating data.

17. (New) The hand-held optical scanning device of claim 16 being operative in a local area wireless network.

18. (New) The hand-held optical scanning device of claim 14, the body including a lower housing member and an upper housing member that forms a cover, a resilient sealing member interposed between the lower housing member and cover to form a dust and moisture resistance seal therebetween.

19. (New) The hand-held optical scanning device of claim 18, the cover including a digital display.

20. (New) The hand-held optical scanning device of claim 14, further comprising a display that is configurable to adapt to a user's preference.

21. (New) A hand-held optical scanning device, comprising:  
a body having an optical scanning module arranged to scan objects in a direction

outward from a first distal end, the body including an upper surface having a display mounted thereon; a handle that extends from a bottom surface of the body, the handle being joined to the body to cause a proximal end of a bottom surface of the body to rest on a radial surface of a user's hand so as to mitigate exertion of unsupported force on a grip the handle by force of keystrokes.

22. (New) The hand-held optical scanning device of claim 21, the handle including a trigger.

23. (New) The hand-held optical scanning device of claim 21, the trigger being a two-finger trigger.

24. (New) The hand-held optical scanning device of claim 21, the trigger facilitating at least one of the following functions: read only, read and store, and scroll menu utility.

25. (New) The hand-held optical scanning device of claim 21, further comprising a resilient member between a lower body member and cover, the resilient member extending a distance beyond the lower body member and cover a substantial portion of a periphery of the body.

26. (New) The hand-held optical scanning device of claim 25, the resilient member providing a bumping surface that protects a user's hand.

27. (New) The hand-held optical scanning device of claim 25, the resilient member providing a bumping surface that protects the device.

28. (New) The hand-held optical scanning device of claim 21, the handle being integrally molded with the bottom of the body.

29. (New) The hand-held optical scanning device of claim 21, comprising a wireless data transmission system for communicating data.

30. (New) The hand-held optical scanning device of claim 21, the body including a lower housing member and an upper housing member that forms a cover, a resilient sealing member interposed between the lower housing member and cover to form a dust and moisture resistance seal therebetween.

31. (New) The hand-held optical scanning device of claim 30, the cover including a digital display.

32. (New) The hand-held optical scanning device of claim 21, further comprising a display that is configurable to adapt to a user's preference.

33. (New) The hand-held optical scanning device of claim 32, the display being configurable vertically and horizontally.

34. (New) The hand-held optical scanning device of claim 32, the display being configurable to provide portrait and landscape views. --